

THEODORE J. BOUTROUS JR., SBN 132099

tboutrous@gibsondunn.com

RICHARD J. DOREN, SBN 124666

rdoren@gibsondunn.com

DANIEL G. SWANSON, SBN 116556

dswanson@gibsondunn.com

JAY P. SRINIVASAN, SBN 181471

jsrinivasan@gibsondunn.com

GIBSON, DUNN & CRUTCHER LLP

333 South Grand Avenue

Los Angeles, CA 90071-3197

Telephone: 213.229.7000

Facsimile: 213.229.7520

VERONICA S. MOYÉ (Texas Bar No. 24000092;  
appearance *pro hac vice*)

vlewis@gibsondunn.com

GIBSON, DUNN & CRUTCHER LLP

2100 McKinney Avenue, Suite 1100

Dallas, TX 75201

Telephone: 214.698.3100

Facsimile: 214.571.2900

MARK A. PERRY, SBN 212532

mperry@gibsondunn.com

CYNTHIA E. RICHMAN (D.C. Bar No.  
492089; *pro hac vice*)

crichman@gibsondunn.com

GIBSON, DUNN & CRUTCHER LLP

1050 Connecticut Avenue, N.W.

Washington, DC 20036-5306

Telephone: 202.955.8500

Facsimile: 202.467.0539

ETHAN D. DETTMER, SBN 196046

edettmer@gibsondunn.com

ELI M. LAZARUS, SBN 284082

elazarus@gibsondunn.com

GIBSON, DUNN & CRUTCHER LLP

555 Mission Street

San Francisco, CA 94105-0921

Telephone: 415.393.8200

Facsimile: 415.393.8306

Attorneys for Defendant, APPLE INC.

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

EPIC GAMES, INC.,

Plaintiff, Counter-defendant,

v.

APPLE INC.,

Defendant, Counterclaimant.

CASE No. 4:20-cv-05640-YGR-TSH

**DECLARATION OF JAY SRINIVASAN IN  
SUPPORT OF DEFENDANT APPLE INC.'S  
MOTION FOR AN ADVERSE  
CREDIBILITY FINDING**

The Honorable Yvonne Gonzalez Rogers

1 I hereby declare as follows:

2 1. I am a partner at the law firm Gibson, Dunn & Crutcher LLP, and I am one of the  
3 attorneys representing Apple Inc. ("Apple") in the above-captioned action. I submit this declaration  
4 in support of Apple's motion for an adverse credibility finding. I have personal knowledge of the  
5 facts stated below. If called to be a witness, I could and would testify competently thereto.

6 2. When I spoke to Jonathan Kanter, counsel for Microsoft, a few days before trial was to  
7 commence, he could not confirm that Lori Wright would appear at trial. He indicated that he would  
8 get back to me after he learned additional information but he never contacted me again.

9  
10 I declare under penalty of perjury under the laws of the United States that the foregoing is true and  
11 correct and that this Declaration was executed on May 19, 2021 at Oakland, California.

12  
13 /s/ Jay Srinivasan

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